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Paper No. 8

HOFFMAN WASSON & GITLER
2361 JEFFERSON DAVIS HIGHWAY
SUITE 522
ARLINGTON, VA 22202

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JUN 17 2003

In re Application of
Kele
Application No. 10/026,626
Filed: December 27, 2001
Atty. Dkt. No.: A-7739.CIP
For: METHOD AND APPARATUS FOR
LIFTING CRYPT LIDS

OFFICE OF PETITIONS
DECISION GRANTING
PETITION UNDER 37 CFR
1.47(b)

This is in response to the renewed petition under 37 CFR 1.47(b), filed June 3, 2003.

The petition is GRANTED.

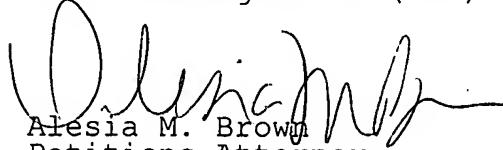
Petitioner has shown that inventor Gavin William Kele has refused to join in the filing of the above-identified application after having been presented with the application papers.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(b). This application is hereby accorded Rule 1.47(b) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be returned to the Office of Initial Patent Examination for further processing.

Telephone inquiries related to this decision may be directed to the undersigned at (703) 305-0310.


Alesia M. Brown
Petitions Attorney
Office of Petitions



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GAVIN WILLIAM KELE
44 WENTWORTH TCE
ROCKHAMPTON, QUEENSLAND
AUSTRALIA

JUN 17 2003

OFFICE OF PETITIONS

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LETTER

Dear Sir:

You are named as an inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 C.F.R. § 1.47(b), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost as per 37 C.F.R. § 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 C.F.R. § 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at (703) 305-0310. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).


Alesia M. Brown
Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



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Paper No. 9

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OFFICE OF PETITIONS

In re Application of

Kele

Application No. 10/026,626

Filed: December 27, 2001

Atty. Dkt. No.: A-7739.CIP

For: METHOD AND APPARATUS FOR
LIFTING CRYPT LIDS

DECISION ON PETITION

This is a decision on the "REQUEST FOR WITHDRAWING HOLDING OF ABANDONMENT" filed June 3, 2003. This request is being treated under 37 CFR 1.181 as a petition to withdraw the holding of abandonment. No fee is required for this petition.

The petition to withdraw the holding of abandonment is **GRANTED**.

This application was held abandoned August 30, 2002 for failure to timely submit a renewed petition under 37 CFR 1.47(b). Notice of Abandonment was mailed May 21, 2003.

Petitioner asserts that a response to the decision on petition and a petition for extension of time were timely submitted October 24, 2002 and has provided as evidence of this assertion a receipt date stamped by the Office. Petitioner has provided a copy of the response and petition for extension of time.

The response and petition for extension of time submitted August 30, 2002 have not been located in the Office, however, in view of the evidence submitted, the holding of abandonment is hereby withdrawn. Accordingly, the response to the decision of petition will be accepted as having been timely filed October 24, 2002.

This application is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 305-0310.

Alesia M. Brown
Alesia M. Brown
Petitions Attorney
Office of Petitions